

**Minutes of the
Bountiful City Council Meeting
City Council Chambers
June 9, 2009 - 7:00 p.m.**

Present:	Mayor:	Joe L. Johnson
	Council Members:	Beth Holbrook, John Marc Knight, R. Fred Moss, Scott Myers and Thomas Tolman
	City Manager:	Tom Hardy
	Administrative Services Dir:	Galen Rasmussen
	Planning Director:	Aric Jensen (arrived at 8:02 p.m.)
	Department Reps:	Gary Blowers, Streets Allen Johnson, Power Tom Ross, Police Jerry Wilson, Parks
	Recording Secretary	Nancy Lawrence
Excused:	City Attorney	Russell Mahan
	City Engineer:	Paul Rowland

Official Notice of this meeting had been given by posting a written notice of same and an Agenda at the City Hall and the Utah Public Notice Website, and providing copies to the following newspapers of general circulation: Davis County Clipper, Deseret News, and Salt Lake Tribune and on the Utah Public Notice Website.

Mayor Johnson called the meeting to order at 7:00 p.m, following which Case Hodson (visiting Boy Scout from Troop 211) led the pledge of allegiance to the flag. Councilman Myers offered the prayer/thought.

APPROVAL OF MINUTES

Minutes of the City Council meeting held May 12, 2009 and May 26, 2009 were presented and unanimously approved as written. Councilman Moss motioned for approval and Councilman Tolman seconded the motion. Councilpersons Knight, Holbrook, Moss, Myers and Tolman voted "aye".

EXPENDITURES AND EXPENSES APPROVED

Mayor Johnson presented the Report of Expenditures and Expenses Greater than \$1,000 for the following periods, with respective totals: May 14-20, 2009 (\$207,362.16); May 21- 27, 2009 (\$1,184,585.81); and Summary for Month of May 2009, totaling \$3,049,242.75. Following a brief discussion, Councilman Knight made a motion to accept these two expenditure reports as presented. Councilman Myers seconded the motion and voting was unanimous. Councilpersons Holbrook, Knight, Moss, Myers and Tolman voted "aye".

YOUTH COUNCIL REPORT

Camie Knight and Abbey Hall of the Youth Council were in attendance and reported that

1 the Youth Council was featured in a newspaper article related to the graffiti clean-up project at
2
3 North Canyon Park. They also helped at the “Concert in the Park” this past Friday with face
4 painting and two bounce houses. Future projects include the annual car show “Cruisin’ the
5 Boulevard”, where they will assist with registration and pass out t-shirts, Summerfest, the Relay
6 for Life in two weeks, and Handcart Days (assisting the Exchange Club with the public breakfast,
7 as well as entering a float). Councilman Knight stated that it is the goal of the Youth Council to
8 establish relationships with the other service organizations in the City and provide assistance as
9 needed.

10
11 **JOHN M. KNIGHT AND DAVE BADHAM RE-APPOINTED**
12 **TO ADMINISTRATIVE COMMITTEE**

13 Mr. Hardy reviewed that John Marc Knight and Dave Badham were appointed to serve on
14 the 3-member Administrative Committee prior to them serving in their official City capacities
15 (respectively City Council and Planning Commission). Both of their terms have expired and
16 appointments to the Committee need to be made. He said that it is beneficial to the Committee
17 for members to have a familiarity with City ordinances. Both Councilman Knight and Mr.
18 Badham have served well in this capacity and it is the recommendation of staff that they be re-
19 appointed. Councilman Myers made a motion to this effect, Councilwoman Holbrook seconded
20 the motion and voting was unanimous. Councilpersons Holbrook, Knight, Moss, Myers and
21 Tolman voted “aye”.

22
23 **PUBLIC HEARING TO RE-OPEN 2008-09 FISCAL YEAR BUDGET;**
24 **ORD. NO. 2009-03 ADOPTED**

25 Mr. Hardy reviewed that in order to be in compliance with State law, the City must
26 maintain a balanced budget. If there are unanticipated expenditures or revenues which occur
27 during the fiscal year, it is necessary to re-open the budget and make the adjustments necessary to
28 maintain a balanced budget. He noted that there are two weeks left in the 2008-09 Fiscal year
29 budget and it is necessary to make adjustments to three funds – General & Capital, Enterprise,
30 and Internal Service. He reviewed the recommended changes, as outlined in Schedule “A”,
31 contained within Ordinance No. 2009-03.

32
33 Mayor Johnson opened the public hearing to consider these changes at 7:25 p.m. There
34 were no public comments and the hearing was closed. Mayor Johnson called for City Council
35 comments/discussion and there were none. Councilman Moss made a motion to adopt
36 Ordinance No. 2009-03 entitled AN ORDINANCE AMENDING THE BUDGETS OF THE CITY OF
37 BOUNTIFUL FOR THE FISCAL YEAR BEGINNING JULY 1, 2008, AND ENDING JUNE 30, 2009.
38 Councilwoman Holbrook seconded the motion and voting was unanimous with Councilpersons
39 Holbrook, Knight, Moss, Myers and Tolman voting “aye”. Councilwoman Holbrook then
40 expressed her appreciation to Mr. Hardy and the staff for their efforts on the budget.

41
42 **PUBLIC HEARING TO REVIEW 2009-10 FISCAL YEAR BUDGET**

43 Mr. Hardy summarized the economic challenges which have been faced by the City (as
44 well as other government, private and individual entities) this past year and noted that it has

1 resulted in financial adjustments at all levels. He noted that the Federal government approved a
2 \$7 billion bailout in February in an effort to stabilize financial matters. However, the City has
3 still been faced with revenues up to 20 percent less than anticipated from taxes and the State and
4 Federal income taxes are also down. It was the decision of Bountiful's elected officials and staff
5 that increasing revenue to the City (via an increase in user fees, taxes, etc.) was not an option. As
6 a result, the budget for the City of Bountiful for the fiscal year 2009-10 is down 8 percent from
7 last year's budget. Some money has been taken out of reserves for necessary capital projects or
8 the difference from last year would have been 10 percent.

9
10 Mr. Hardy reviewed a PowerPoint presentation regarding the City's revenue sources and
11 the proposed budgeted expenditures for 2009-10 – where the money goes. Operation and
12 maintenance accounts for 82 percent of expenditures, capital improvements are at 12 percent,
13 contributions to Reserves account for 1 percent, and 5 percent goes to "Other" funds. He noted
14 that the distribution of taxes for an average household is: federal (74%), state (19%), and local
15 (7%). Local revenue sources are property tax, sales tax and franchise taxes. Bountiful also has
16 its own electric utility which provides revenue to the City, with rates 3 to 8 percent lower than
17 public power rates. The biggest "drain" on government is entitlement programs (Social Security,
18 Medicare, Medicaid, CHIP, WIC, etc.) which are funded regardless of government income
19 sources. Mr. Hardy summarized that Bountiful's 2009-10 budget is balanced (at \$55,512,514.00)
20 with regard to revenues and expenses, provides the reductions necessary to keep the City on a
21 sustainable path for the next several years, and continues to provide for the funding necessary to
22 deliver world-class, quality service to citizens of Bountiful while maintaining the public
23 infrastructure.

24
25 At 7:55 p.m. the Mayor opened the public hearing to receive comments on the proposed
26 budget. There were none and the hearing was closed. Councilman Knight stated that he was
27 amazed at the amount of time which the staff and Council have spent on preparing the budget – a
28 process which started in February, 2009. He thanked the City staff for their time and efforts.
29 Mayor Johnson "seconded" these comments and added his thanks to the Council and staff. He
30 noted that the budget will come before the Council next week for official adoption.

31
32 **PRELIMINARY AND FINAL PLAT APPROVAL GRANTED**
33 **TO PEBBLEWOOD PUD CONVERSION - 692 S ORCHARD DR.**

34 Mr. Jensen presented the request of Pebblewood Condominium Homeowners Association
35 for conversion into a planned unit development. He noted that the request is based on the fact
36 that funding is easier to acquire for a PUD than a condo. The Planning Commission reviewed
37 this proposal and recommends preliminary and final plat approval, subject to the following
38 conditions:

- 39 1. Submit a current title report
- 40 2. Make minor changes to the plat per red lines
- 41 3. Pay all required fees.

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43 Councilwoman Holbrook made a motion to this effect, Councilman Tolman seconded the motion
44 and voting was unanimous. Councilpersons Holbrook, Knight, Moss, Myers and Tolman voted
45 "aye".

1
2 **PRELIMINARY AND FINAL COMMERCIAL SITE PLAN**
3 **APPROVED FOR MACKAY DENTAL OFFICE BUILDING -**
4 **BILL SMITH, APPLICANT**

5 Mr. Jensen presented the request of Bill Smith for preliminary and final site plan for an
6 office building located at 280 North 200 West. The proposed building will be approximately
7 7,000 sq. ft., with a small unfinished basement used for storage and utility access. He reported
8 that the Planning Commission and staff reviewed this request and it comes to the Council with a
9 positive recommendation. The red line corrections which were recommended have all been
10 made. He noted that the landscaping plan needs some revising; however, staff recommends
11 making those adjustments with the landscape architect as the building nears completion.
12

13 Councilwoman Holbrook made a motion to grant preliminary and final site plan approval,
14 as recommended. Councilman Moss seconded the motion and voting was unanimous.
15 Councilpersons Holbrook, Knight, Moss, Myers and Tolman voted "aye".
16

17 **COUNCIL APPROVES LEASE OF GROUND TO**
18 **BOUNTIFUL IRRIGATION SUBCONSERVANCY DISTRICT**

19 Mr. Hardy reviewed that Bountiful Water subconservancy District is moving into an
20 office at 385 West 500 South. The back of the lot abuts City-owned land and in the course of
21 acquiring the property, it was discovered that the buildings there slightly encroach onto the City
22 property. It is proposed that the land that is encroached upon (about 618 sq. ft.) be leased for a
23 nominal sum (\$10/year) to the District. He reviewed other conditions to be included in the lease
24 agreement, including the stipulation that if the existing building is ever demolished, that no new
25 building can be constructed on the City-owned property. Councilwoman Holbrook made a
26 motion that approval be given to lease the property to Bountiful Water Subconservancy District,
27 as proposed in the memo from Mr. Mahan, with the official lease document to be written at a
28 later time and brought back to the Council for approval. Councilman Knight seconded the
29 motion. Voting was unanimous with Councilpersons Holbrook, Knight, Moss, Myers and
30 Tolman voting "aye".
31

32 **RESOLUTION NO. 2009-05 ADOPTED RE: AMENDMENTS**
33 **TO POLICIES AND PROCEDURES MANUAL**

34 Mr. Hardy reviewed that the City Attorney has updated the Policies and Procedures
35 Manual and he presented Resolution No. 2009-05, the official document to provide for adoption
36 of the changes. He presented a document which outlined all the proposed changes and noted that
37 they are not substantive, but more technical in nature. There were no questions from the Council
38 and Councilman Moss motioned to adopt Resolution No. 2009-05 entitled, A RESOLUTION
39 GENERALLY AMENDING AND UPDATING THE BOUNTIFUL POLICIES & PROCEDURES MANUAL.
40 Councilwoman Holbrook seconded the motion and voting was unanimous. Councilpersons
41 Holbrook, Knight, Moss, Myers and Tolman voted "aye".
42

43 **COUNCIL COMMITTEE REPORTS**

44 Mayor Johnson thanked Councilwoman Holbrook for her efforts on Air Force week and
45 the Concert in the Park and he also expressed appreciation to City staff, and Councilman Knight
46 for the support of the Youth Council at this event.

